IV2272744

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COUNTY OF LOS ANGELES

SHERIFF'S DEPARTMENT

DATE: February 25, 2011
CSC NO. 10-438

OFFICE CORRESPONDENCE

ATTORNEY/CLIENT PRIVILEGE
ATTORNEY/CLIENT WORK PRODUCT

FROM: PIRJO RANASINGHE, ATTORNEY
ADVOCACY UNIT

TO: KEVIN E. HEBERT, CAPTAIN
PERSONNEL ADMINISTRATION

ATTN: Alice Martinez

SUBJECT: DESMOND CARTER, DEPUTY SHERIFF, EMPLOYEE NO. [redacted]

On September 3, 2010, Deputy Carter was served his Letter of Discharge notifying him that he was discharged from his probationary position of Deputy Sheriff, Item No. 2708A, effective at the close of business Friday, September 3, 2010.

On September 27, 2010, Deputy Carter appealed his discharge from his probationary position of Deputy Sheriff to the Civil Service Commission. On December 8, 2010, the Commission denied his request for a hearing, but afforded him the opportunity to submit an amended petition.

On February 16, 2011, the Commission denied the amended petition for a hearing. Therefore, the matter is now moot.

Please make any necessary changes in your records to reflect the attached denial letter. If you have any questions regarding this matter, please contact me at [redacted].

PR:ddt

Attachment

cc: Doreen Garcia, Pay and Leave Management



CIVIL SERVICE COMMISSION
COUNTY OF LOS ANGELES

February 18, 2011

RECEIVED

FEB 23 2011

ADVOCACY UNIT

NOTICE OF CIVIL SERVICE COMMISSION DECISION

Meeting of February 16, 2011

ITEM NO. 28:

Amended petition of ***DESMOND CARTER*** *for a hearing on his* ***discharge during probationary period****, effective September 3, 2010, from the position of Deputy Sheriff, Sheriff's Department, based on his claim of a Civil Service Rule 25 violation,* **Case No. 10-438**.

COMMISSION DECISION:

DENIED.

Anyone desiring to seek review of this decision by the Superior Court may do so under Section 1085 or 1094.6 of the Code of Civil Procedure, as appropriate. An action under Section 1094.6 can only be commenced within 90 days of the decision.

Lawrence D. Crocker
Lawrence D. Crocker
Executive Director

c: Desmond Carter
Mitchell S. Kander
Pirjo L. Ranasinghe

COUNTY OF LOS ANGELES

SHERIFF'S DEPARTMENT

"A Tradition of Service"

DATE June 20, 2011

OFFICE CORRESPONDENCE FILE NO. IAB IV 2272744

FROM: RANDAL J. STOVER, CAPTAIN
PITCHESS DETENTION CENTER
SOUTH FACILITY

TO: DENNIS H. BURNS, CHIEF
CUSTODY OPERATIONS DIVISION

SUBJECT: REQUEST TO INACTIVATE ADMINISTRATIVE INVESTIGATION

The purpose of this correspondence is to request that Case # IV 2272744 be inactivated.

On August 20, 2010, Subject Desmond Carter, employee #[redacted] was involved in an off-duty shooting incident and was ultimately listed as a suspect in an Assault With A Deadly Weapon - Firearm, 245(a)(2) P.C. investigation under Los Angeles County Sheriff's Department Supplemental Report # 910-00043-2003-441.

On September 3, 2010, Subject Carter was served a Letter of Discharge notifying him that he was discharged from his probationary position of Deputy Sheriff, effective at the close of business September 3, 2010. On September 27, 2010, he appealed his discharge to the Civil Service Commission, and on December 8, 2010, the Commission denied his request and afforded him the opportunity to submit an amended petition. On February 16, 2011, the Commission denied a hearing for the amended petition.

On November 2, 2010, Internal Criminal Investigations Bureau Sergeant William Cassidy, employee #[redacted] submitted the case for filing to Assistant Head Deputy District Attorney John Moulin of the Justice System Integrity Division. On March 17, 2011, Justice System Integrity Division Deputy District Attorney Jason Lustig completed his review of the case, and declined to initiate criminal proceedings against Subject Carter.

I have reviewed the facts of this incident, and with the concurrence of Angelica Arias of the Office of Independent Review, have determined this case should be inactivated. I am satisfied that this matter has been handled appropriately.

Should you or your staff have any questions concerning this matter, please contact me at (661) 295-8022.

RJS:JLW:jlw

Contents
G. Johnson
Noted

CC[illegible]TY OF LOS ANGELES SHERIFF'S DEPART[illegible]T **NOT FOR PRESSBOARD**

A TRADITION OF SERVICE

INCIDENT REPORT

DATE 08-21-10 PAGE 1 OF 4

ACTION: ☒ ACTIVE ☐ INACTIVE ☐ PENDING ☐ NON-CRIMINAL

\# OF ADULT ARRESTS: 0 # OF SUBJECT DETENTIONS: 0

URN # 9 (RETENTION) 10 (YEAR) 13715 (SEQUENTIAL) 0623 (REPORTING DISTRICT) 057 (STAT CODE)

SEX OFFENSE VICTIM INFO? ☐ YES ☒ NO

CLASSIFICATION 1 / LEVEL / STATCODE: ASSAULT WITH A DEADLY WEAPON ON A PEACE OFFICER, 245 (c) PC / F / 057

CLASSIFICATION 2 / LEVEL / STATCODE:

CLASSIFICATION 3 / LEVEL / STATCODE:

DOMESTIC VIOLENCE: ☐ NON PERSONAL (GUN, KNIFE, ETC) ☐ PERSONAL (HANDS, FEET, FIST, ETC) INJURY ☐ Major ☐ Minor ☐ None ☐ NON-CRIMINAL

DATE, TIME, DAY OF OCCURRENCE: 08-20-10 2230 HOURS FRIDAY

PRINTS REQUESTED ☐ COMPLETED ☐ BY: TIME:

LOC. OF OCCURRENCE: 25323 CHIQUELLA LN STEVENSON RANCH CA 91381

BUS. NAME: MC DONALDS

CODE: V - VICTIM • W - WITNESS • I - INFORMANT • R - REPORTING PARTY • P - PARTY

CODE	#	of	LNAME	FNAME	MNAME	SEX	RACE	ETHNIC ORIGIN	DOB	Age
V	1	1	CARTER	DESMOND	NMN	M	B		[redacted]	[redacted]

RES. ADDR.: L.A. COUNTY DEPUTY SHERIFF EMP# [redacted] CITY: ZIP:

VICTIM OF OFFENSE(S) (CLASSIFICATION) #: 1 # # # #

RES. PHONE (Area Code): [redacted] Day Phone ✗

BUS. ADDR.: 29310 THE OLD RD CITY: CASTAIC CA ZIP: 91384

ENGLISH SPEAKING ☒ YES ☐ NO

BUS. PHONE (Area Code): (661) 295-8805

CODE	#	of	LNAME	FNAME	MNAME	SEX	RACE	ETHNIC ORIGIN	DOB	Age

RES. ADDR. CITY ZIP VICTIM OF OFFENSE(S) (CLASSIFICATION) #: RES. PHONE (Area Code) Day Phone

BUS. ADDR. CITY ZIP ENGLISH SPEAKING ☐ YES ☐ NO BUS. PHONE (Area Code) Day Phone

CODE	#	of	LNAME	FNAME	MNAME	SEX	RACE	ETHNIC ORIGIN	DOB	Age

RES. ADDR. CITY ZIP VICTIM OF OFFENSE(S) (CLASSIFICATION) #: RES. PHONE (Area Code) Day Phone

BUS. ADDR. CITY ZIP ENGLISH SPEAKING ☐ YES ☐ NO BUS. PHONE (Area Code) Day Phone

CODE: S - SUSPECT • SJ - SUBJECT • M - PATIENT • S/V - SUSPECT / VICTIM • SJ / V - SUBJECT / VICTIM

CODE	#	of	LNAME	FNAME	MNAME	DRIVER'S LICENSE (STATE & No.)
S	1	1				

RES. ADDR. CITY ZIP RES. PHONE (Area Code)

BUS. ADDR. CITY ZIP BUS. PHONE (Area Code)

SEX	RACE	ETHNIC ORIGIN	HAIR	EYES	HGT.	WGT.	DOB	Age
M	W							30's

CHARGE: WHERE DETAINED OR CITE #:

AKA: MONIKER: BOOKING #:

CODE	#	of	LNAME	FNAME	MNAME	DRIVER'S LICENSE (STATE & No.)

RES. ADDR. CITY ZIP RES. PHONE (Area Code)

BUS. ADDR. CITY ZIP BUS. PHONE (Area Code)

SEX	RACE	ETHNIC ORIGIN	HAIR	EYES	HGT.	WGT.	DOB	Age

CHARGE: WHERE DETAINED OR CITE #:

AKA: MONIKER: BOOKING #:

VEHICLE # 1 SUSPECT # VICTIM STATUS ☐ STORED ☐ IMPOUNDED ☐ OUTSTANDING

LICENSE (STATE & No.)	YEAR	MAKE	MODEL	BODY TYPE	COLOR
CA [redacted]	00	PONTIAC	GRAND AM	4DR	GRY

REGISTERED OWNER: RONALD TEEMAN

IDENTIFYING FEATURES: T/C DAMAGE LEFT REAR BUMPER

CHP 180 SUBMITTED: ☐ YES ☒ NO GARAGE NAME & PH.

BY DEP.: ROONEY, J EMPLOYEE #: [redacted] VACATION DATES: N/A

DEP.: ELSEE, R EMPLOYEE #: [redacted] VACATION DATES: N/A

STATION: SCT UNIT / CAR #: 65 SHIFT: EM

APPROVED: SGT. M. WRIGHT EMPLOYEE #: [redacted] DATE: 08/21/10 TIME: 0400

VICTIM DESIROUS OF PROSECUTION: ☒ YES ☐ NO

ASSIGNMENT: SCT-DB

HQ NOTIFICATION REQ: DEP DATE / TIME SPECIAL REQUEST DISTRIBUTION

☐ YES ☒ NO

SUSP / SUBJ RELEASE APPROVED BY TIME FCD SUBMITTED: ☐ YES ☒ NO TT S/C BY DATE TIME SECTY.

76C300F - SH-R-49 (Rev. 10/99)

DATE	TIME RECEIVED	TAG #	URN #	PAGE
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INPUT / CHECKED NCIC, CII, ETC.: ☐ YES ☒ NO — EVIDENCE HELD: ☒ YES ☐ NO — EVIDENCE ENTERED IN: PATROL ____ Ledger/Page# — NARCOTICS ____ Ledger/Page# — SAFE ____ Ledger/Page# — BY ROONEY, J

EVIDENCE HELD:

☐ BLOOD ☐ BULLET ☐ BULLET CASING ☐ CHECKS ☐ CLOTHES ☐ CREDIT CARDS ☐ ELECTRONIC EQUIPMENT ☐ FINGERPRINTS
☐ FOOTPRINTS ☐ FRAUD DOCUMENTS ☐ GSR ☐ HAIR ☐ JEWELRY ☐ MISCELLANEOUS ☐ MONEY ☐ NARCOTICS
☐ OTHER PRINTS ☐ PAINT ☐ PHOTOGRAPHS ☐ RAPE KIT ☐ RECEIPTS ☐ TOOLS ☐ URINE ☐ VEHICLE IMPOUNDED
☐ VEHICLE PARTS ☐ WEAPONS ☒ VIDEO FOOTAGE

PROPERTY CODE: S – STOLEN • R – RECOVERED • L – LOST • F – FOUND • E – EMBEZZLED • D – DAMAGED • EV – EVIDENCE
(Use all applicable Codes; for example, if property is both Stolen and Recovered, Code is S/R)

RELEASED TO

CODE	ITEM #	QUAN.	DESCRIPTION (Include kind of article, trade name, identifying numbers, physical description, material, color, condition, age and present market value)	SERIAL #	VALUE
EV	1	1	PIECE OF PAPER WITH THE SUSPECT'S VEHICLE INFORMATION WRITTEN ON IT BY THE VICTIM		
EV	2	1	COMPUTER DISK CONTAINING VIDEO FOOTAGE OF THE INCIDENT		

PART I STATISTICAL INFORMATION

PROPERTY			TYPE OF PROPERTY	STOLEN	RECOVERED
TYPE OF PROPERTY	STOLEN	RECOVERED	JEWELRY	$	$
CLOTHING/FURS	$	$	LIVESTOCK	$	$
CONSUMABLE GOODS	$	$	LOCAL STOLEN VEHICLES	$	$
CURRENCY/NOTES	$	$	MISCELLANEOUS	$	$
FIREARMS	$	$	OFFICE EQUIPMENT	$	$
HOUSEHOLD GOODS	$	$	TV/RADIO/STEREO	$	$

VICTIM OF SEX CRIMES REQUEST FOR CONFIDENTIALITY

PURSUANT TO SECTION 293(a) OF THE CALIFORNIA PENAL CODE, YOU ARE INFORMED THAT YOUR NAME WILL BECOME A MATTER OF PUBLIC RECORD, UNLESS YOU REQUEST THAT IT REMAIN CONFIDENTIAL AND NOT BE A PUBLIC RECORD, PURSUANT TO SECTION 6254 OF THE GOVERNMENT CODE.

I, N/A HEREBY (DO) (DO NOT) ELECT TO EXERCISE MY RIGHT TO PRIVACY.

SCREENING FACTORS

YES	NO		YES	NO	
☐	☒	1. SUSPECT IN CUSTODY	☒	☐	7. GENERAL SUSPECT DESCRIPTION
☐	☒	2. SUSPECT NAMED/KNOWN	☐	☒	8. GENERAL VEHICLE DESCRIPTION
☐	☒	3. UNIQUE SUSPECT IDENTIFIERS	☐	☒	9. UNIQUE M.O. OR PATTERN
☐	☒	4. VEHICLE IN CUSTODY	☐	☒	10. SIGNIFICANT PHYSICAL EVIDENCE
☒	☐	5. UNIQUE VEHICLE IDENTIFIERS	☐	☒	11. TRACEABLE STOLEN PROPERTY
☒	☐	6. WRITER/REVIEWER DISCRETION	☐	☒	12. MULTIPLE WITNESSES

REPORT CONTINUATION NARRATIVE | URN 910-13715-0623-057

WE RESPONDED TO THE INDICATED LOCATION REGARDING A MAN WITH A GUN CALL (TAG 381).

WE CONTACTED THE VICTIM, AN OFF-DUTY LA COUNTY DEPUTY SHERIFF, WHO TOLD US THE FOLLOWING: HE WAS IN LINE AT MCDONALDS WHEN HE HEARD A CAR ALARM GO OFF. HE THOUGHT IT SOUNDED LIKE HIS ALARM SO HE TURNED TOWARDS THE DOOR TO LOOK OUT THE WINDOW. A FEMALE ADULT WALKED IN THE DOOR AND SAID SOMEONE HAD JUST CRASHED INTO A CAR IN THE PARKING LOT. HE WENT OUTSIDE AND SAW THAT THE DRIVER'S SIDE REAR BUMPER HAD BEEN DAMAGED.

THE VICTIM SAW THE SUSPECT'S VEHICLE PARKED 30 FEET AWAY FROM HIS. HE CONTACTED THE SUSPECT AND BEGAN TO QUESTION HIM ABOUT THE ACCIDENT. THE VICTIM SAID THE SUSPECT SEEMED UNAWARE THAT HE HAD BEEN INVOLVED IN AN ACCIDENT AND WAS UNABLE TO ANSWER QUESTIONS ABOUT IT.

THE VICTIM WALKED BACK TO HIS CAR AND DROVE IT TO THE PARKING SPOT NEXT TO THE SUSPECT'S VEHICLE. THE SUSPECT GAVE THE VICTIM HIS REGISTRATION CARD SO HE COULD COPY THE INFORMATION (EV-1). AFTER THE VICTIM RETURNED THE CARD TO THE SUSPECT, THE SUSPECT GOT INTO HIS CAR AND ATTEMPTED TO LEAVE.

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THE VICTIM PULLED HIS WEAPON FROM HIS FANNYPACK, IDENTIFIED HIMSELF AS A DEPUTY SHERIFF, AND TOLD THE SUSPECT TO STOP. THE SUSPECT SAID "FUCK YOU" AND CONTINUED TO BACK OUT OF THE PARKING SPOT. THE VICTIM ATTEMPTED TO REACH INTO THE VEHICLE TO TRY AND PUT IT IN PARK OR TURN IT OFF. THE SUSPECT SPED AWAY WITH THE VICTIM HANGING ONTO THE DRIVER'S SIDE DOOR DRAGGING HIM ABOUT 15 FEET. THE VICTIM WAS ABLE TO DISENGAGE HIMSELF FROM THE VEHICLE AND A DEPUTY INVOLVED SHOOTING OCCURED (FOR MORE INFORMATION SEE SUPPLEMENTAL REPORTS).

VIDEO FOOTAGE WAS OBTAINED FROM MCDONALDS BY DET. RUYTER, #[redacted] THE FOOTAGE WAS COPIED INTO THE 2010 DIGITAL EVIDENCE FILE BY [redacted] #[redacted] THE FOOTAGE WAS COPIED TO COMPUTER DISK (EV-2) AND BOOKED INTO EVIDENCE.

THE SUSPECT'S VEHICLE INFORMATION WAS RAN THROUGH DMV VIA MDT (LIC# [redacted], R/O RONALD J. TEEMAN [redacted]. THE PAPER THE VICTIM WROTE THE SUSPECT'S VEHICLE INFORMATION ON WAS BOOKED INTO EVIDENCE AT SANTA CLARITA STATION. A COPY IS ATTACHED TO THIS REPORT.

910-13715-0623-057

MON [redacted] 9:15 AM
ASC [redacted] / SPOKE MITCH
COME INTO OFFICE
OFFICE [redacted] MON. AFTERNOON

RONALD J. TEEMAN

2000 PONTIAC

POLICY # [redacted]

[redacted]

GREY

LOS ANGELES COUNTY SHERIFF DEPARTMENT
CRIME ANALYSIS SUPPLEMENTAL FORM -- SUSPECT / SUBJECT INFORMATION

URN 910-13715-0623-057

BY DEP ROONEY, J EMPLOYEE # [redacted]

SUSPECT / SUBJECT # 1 NAME UNK

SUSPECT / SUBJECT # ____ NAME ____

CLOTHING DESCRIPTION	
ITEM TYPE	DESCRIPTION
	UNK

ITEM TYPES: CAP / HAT, COAT / JACKET, DRESS / SKIRT, GLASSES, GLOVES, JEWELRY, PANTS, SHIRT / BLOUSE, SHOES, SHORTS, OTHER

CLOTHING DESCRIPTION	
ITEM TYPE	DESCRIPTION

L	R	UNK	BODY PART	SCARS / MARKS / TATTOOS / ODDITIES
				UNK

☐ SUSPECTED GANG MEMBER NAME OF GANG ____

L	R	UNK	BODY PART	SCARS / MARKS / TATTOOS / ODDITIES

☐ SUSPECTED GANG MEMBER NAME OF GANG ____

HAIR LENGTH
☐ ☐ COLLAR
☐ ☐ LONG
☐ ☐ SHORT
☐ ☐ SHOULDER
☐ ☐ ____

HAIR TYPE
☐ ☐ BALD
☐ ☐ RECEDING
☐ ☐ THICK
☐ ☐ THINNING
☐ ☐ WIG
☐ ☐ ____

HAIR STYLE
☐ ☐ AFRO / NATURAL
☐ ☐ BRAIDED / DREDLOCKS
☐ ☐ BUSHY
☐ ☐ BUTCH
☐ ☐ COMBED BACK
☐ ☐ CURLERS
☐ ☐ CURLY
☐ ☐ FLAT TOP
☐ ☐ GREASY
☐ ☐ JHERI CURL
☐ ☐ MILITARY
☐ ☐ NETS
☐ ☐ PONY TAIL
☐ ☐ PROCESSED
☐ ☐ PUNK
☐ ☐ SHAVED
☐ ☐ STRAIGHT
☐ ☐ WAVY
☐ ☐ ____

COMPLEXION
☐ ☐ ACNE / POCKED
☐ ☐ ALBINO
☐ ☐ DARK
☐ ☐ FRECKLED
☐ ☐ LIGHT / FAIR
☐ ☐ MEDIUM
☐ ☐ PALE
☐ ☐ RUDDY
☐ ☐ SALLOW
☐ ☐ TANNED
☐ ☐ WEATHERED
☐ ☐ WRINKLED
☐ ☐ ____

FACIAL HAIR
☐ ☐ BEARD
☐ ☐ CLEAN SHAVEN
☐ ☐ FUZZ
☐ ☐ GOATEE
☐ ☐ LOWER LIP
☐ ☐ MOUSTACHE
☐ ☐ SIDE BURNS
☐ ☐ UNSHAVEN
☐ ☐ ____

TEETH
☐ ☐ BROKEN / CHIPPED
☐ ☐ BRACES
☐ ☐ BUCK
☐ ☐ CROOKED
☐ ☐ DECAYED
☐ ☐ FALSE
☐ ☐ GAP / SPACE
☐ ☐ GOLD CAP
☐ ☐ JEWELED
☐ ☐ MISSING
☐ ☐ NONE
☐ ☐ SILVER CAP
☐ ☐ STAINED
☐ ☐ ____

SPEECH
☐ ☐ ACCENT
☐ ☐ DISGUISE
☐ ☐ LISPS
☐ ☐ MUMBLES
☐ ☐ RAPID
☐ ☐ RASPY
☐ ☐ SLOW
☐ ☐ SLURRED
☐ ☐ STUTTER
☐ ☐ ____

HANDED
☐ ☐ LEFT
☐ ☐ RIGHT
☐ ☐ BOTH

WEAPON
FIREARM
Style:
☐ ☐ MULTIPLE
☐ ☐ BB / PELLET
☐ ☐ HANDGUN
☐ ☐ RIFLE
☐ ☐ SAWED-OFF
☐ ☐ SHOTGUN
☐ ☐ SIMULATED
☐ ☐ ZIP GUN
☐ ☐ ____

Action:
☐ ☐ DERRINGER
☐ ☐ FULLY AUTO
☐ ☐ PUMP
☐ ☐ REVOLVER
☐ ☐ SEMI AUTO
☐ ☐ SINGLE SHOT
☐ ☐ ____

Barrel Type:
☐ ☐ SINGLE BARREL
☐ ☐ DOUBLE BARREL
☐ ☐ THREE BARREL
☐ ☐ 4 OR MORE BARREL
☐ ☐ ____

Color / Finish:
☐ ☐ BLUE STEEL
☐ ☐ CHROME / NICKEL
☐ ☐ DULL BLACK
☐ ☐ RUSTED
☐ ☐ STAINLESS STEEL
☐ ☐ ____

Grip / Stock:
☐ ☐ ALTERED
☐ ☐ BONE / PEARL / IVORY
☐ ☐ COLLAPSES / FOLDS
☐ ☐ METAL / PLASTIC
☐ ☐ NO GRIP
☐ ☐ RUBBER / VINYL
☐ ☐ TAPED
☐ ☐ THUMB HOLE
☐ ☐ WOOD
☐ ☐ ____
☐ ☐ GAUGE ____ / ____
☐ ☐ CALIBER ____ / ____

KNIFE
Style:
☐ ☐ MULTIPLE
☐ ☐ BUCK
☐ ☐ BUTCHER / KITCHEN
☐ ☐ DIRK / DAGGER / STILETTO
☐ ☐ HUNTING / BOWIE
☐ ☐ SIMULATED
☐ ☐ SWITCHBLADE
☐ ☐ TOY
☐ ☐ ____

Blade:
☐ ☐ FIXED
☐ ☐ FOLDING

CHEMICAL
☐ ☐ CAUSTIC
☐ ☐ INFECTIOUS
☐ ☐ MACE
☐ ☐ PEPPER SPRAY
☐ ☐ SIMULATED
☐ ☐ TEARGAS
☐ ☐ TOXIC
☐ ☐ ____

BLUNT INSTRUMENT
☐ ☐ BASEBALL BAT
☐ ☐ BILLYCLUB
☐ ☐ BRASS KNUCKLES
☐ ☐ BRICK / ROCK / BOTTLE
☐ ☐ CLUB / BLUDGEON
☐ ☐ HAMMER / TOOL
☐ ☐ NUNCHAKUS
☐ ☐ TIRE IRON
☐ ☐ ____

CUT / STAB
☐ ☐ BAYONET / SWORD
☐ ☐ BOTTLE / GLASS
☐ ☐ ICE PICK
☐ ☐ MACHETE
☐ ☐ RAZOR
☐ ☐ SCREWDRIVER
☐ ☐ THROWING STARS
☐ ☐ ____

EXPLOSIVE / INCENDIARY
☐ ☐ FIREWORKS
☐ ☐ MOLOTOV COCKTAIL
☐ ☐ ____

OTHER WEAPON
☐ ☐ BODILY FORCE
☐ ☐ LIGATURE
☐ ☐ SLING SHOT
☐ ☐ SYRINGE
☐ ☐ TASER / STUN GUN
☒ ☐ VEHICLE

RELATIONSHIP OF VICTIM TO SUSPECT:
V#____ V#____ ACQUAINTANCE
V#____ V#____ BABYSITTEE (PERSONS WATCHED / BABY)
V#____ V#____ BOYFRIEND / GIRLFRIEND
V#____ V#____ CHILD
V#____ V#____ CHILD OF BOYFRIEND OR GIRLFRIEND
V#____ V#____ COMMON - LAW SPOUSE
V#____ V#____ EMPLOYEE
V#____ V#____ EMPLOYER
V#____ V#____ EX - SPOUSE
V#____ V#____ FRIEND
V#____ V#____ GRANDCHILD
V#____ V#____ GRANDPARENT
V#____ V#____ HOMOSEXUAL RELATIONSHIP
V#____ V#____ IN - LAW
V#____ V#____ NEIGHBOR
V#____ V#____ OTHER FAMILY MEMBER
V#____ V#____ OTHERWISE KNOWN
V#____ V#____ PARENT
V# 1 V#____ RELATIONSHIP UNKNOWN
V#____ V#____ SIBLING (BROTHER OR SISTER)
V#____ V#____ SPOUSE
V#____ V#____ STEPCHILD
V#____ V#____ STEPPARENT
V#____ V#____ STEPSIBLING (STEPBROTHER OR STEPSISTER)
V#____ V#____ VICTIM WAS OFFENDER
V#____ V#____ VICTIM WAS STRANGER

PAGE ___ OF ___

LOS ANGELES COUNTY SHERIFF'S DEPARTMENT
CRIME ANALYSIS SUPPLEMENTAL FORM -- M. O. FACTORS

URN 910-13715-0623-057

AREA
- [ ] AIRPORT
- [ ] BEACH / OCEAN
- [x] COMMERCIAL
- [ ] CONSTRUCTION SITE
- [ ] DESERT
- [ ] DRIVEWAY
- [ ] FREEWAY / HIGHWAY
- [ ] GOLF COURSE
- [ ] HARBOR
- [ ] INDUSTRIAL / WHOLESALE
- [ ] MOUNTAINS / FOOTHILLS
- [ ] PARK
- [ ] RESIDENTIAL
- [ ] RIVER
- [ ] RURAL / ISOLATED
- [ ] SCHOOL GROUNDS
- [ ] SHOPPING CENTER
- [ ] SIDEWALK
- [ ] STREET / ALLEY
- [ ] TRAIN RIGHT-OF-WAY / TRACKS
- [ ] VACANT LOT / OPEN FIELD
- [ ] WATER / LAKE
- [ ] ______

STRUCTURE: RESIDENTIAL
- [ ] APARTMENT
- [ ] CONDOMINIUM / TOWNHOUSE
- [ ] CONVALESCENT HOSPITAL
- [ ] DUPLEX
- [ ] MOBILE HOME
- [ ] SINGLE FAMILY
- [ ] VACANT
- [ ] VESSEL / BOAT
- [ ] ______

STRUCTURE: NON - RESIDENTIAL
- [ ] BANK / FINANCE
- [ ] BAR
- [ ] BUSINESS OFFICE
- [ ] CARGO CONTAINER
- [ ] CATERING TRUCK
- [ ] ENTERTAINMENT / RECREATION
- [ ] FAST FOOD
- [ ] GAS STATION
- [ ] HOSPITAL
- [ ] HOTEL / MOTEL
- [ ] INDUSTRIAL / MANUFACTURING / WAREHOUSE
- [ ] JAIL / PRISON
- [ ] JEWELRY / COIN / PAWN
- [ ] LIQUOR
- [ ] MARKET
- [ ] MINI MART
- [ ] NURSING FACILITY
- [x] PARKING LOT / STRUCTURE
- [ ] PASSENGER STATION / PLATFORM (PAX)
- [ ] PHARMACY / MEDICAL / DENTAL
- [ ] PUBLIC BUILDING
- [ ] RELIGIOUS BUILDING
- [ ] RESTAURANT
- [ ] RETAIL GOODS
- [ ] RETAIL SERVICE / REPAIR
- [ ] SCHOOL
- [ ] STORAGE / RENTAL
- [ ] TRAIN - FREIGHT
- [ ] TRAIN - PASSENGER - LIGHT RAIL
- [ ] TRAIN - PASSENGER - HEAVY RAIL
- [ ] VACANT
- [ ] VEHICLE - COMMERCIAL
- [ ] VESSEL / BOAT
- [ ] VIDEO / MUSIC
- [ ] ______

TARGET: RESIDENTIAL
- [ ] ATTIC
- [ ] BEDROOM
- [ ] DINING ROOM
- [ ] GARAGE / PARKING AREA
- [ ] HALLWAY
- [ ] KITCHEN
- [ ] LAUNDRY ROOM
- [ ] LIVING / FAMILY ROOM
- [ ] MAIL BOX
- [ ] PATIO / PORCH
- [ ] SAFE / BOX
- [ ] STORAGE / SHED
- [ ] STABLES / TACK ROOM
- [ ] VEHICLE
- [ ] ______

TARGET: NON - RESIDENTIAL
- [ ] AUTOMATED TELLER
- [ ] CASH REGISTER / DRAWER
- [ ] CLASSROOM / SUPPLIES
- [ ] COIN OP MACHINE
- [ ] DISPLAY ITEMS
- [ ] OFFICE
- [ ] SAFE / BOX
- [ ] SNACK BAR
- [ ] STORAGE LOCKER
- [ ] VEHICLE
- [ ] VESSEL
- [ ] BICYCLIST
- [ ] CUSTOMER
- [ ] ELDER / SENIOR CITIZEN
- [ ] DISABLED PERSON
- [ ] OWNER / EMPLOYEE
- [ ] PEDESTRIAN
- [ ] HOMELESS
- [ ] VICTIM IN VEHICLE
- [ ] ______

POINT OF ENTRY / EXIT

IN	EX	
[ ]	[ ]	FRONT
[ ]	[ ]	REAR
[ ]	[ ]	SIDE
[ ]	[ ]	GROUND LEVEL
[ ]	[ ]	UPPER LEVEL
[ ]	[ ]	ADJACENT BUILDING
[ ]	[ ]	BASEMENT
[ ]	[ ]	DOOR / SCREEN
[ ]	[ ]	DUCT / VENT
[ ]	[ ]	FENCE / GATE
[ ]	[ ]	FIREPLACE
[ ]	[ ]	FLOOR
[ ]	[ ]	GARAGE
[ ]	[ ]	GLASS DOOR
[ ]	[ ]	HOUSE BEING FUMIGATED
[ ]	[ ]	LOUVRE
[ ]	[ ]	MAIL SLOT
[ ]	[ ]	PET DOOR
[ ]	[ ]	ROOF / SKYLIGHT
[ ]	[ ]	SLIDING GLASS DOOR
[ ]	[ ]	WALL
[ ]	[ ]	WINDOW / SCREEN
[ ]	[ ]	______

VEHICLE ENTRY / EXIT

IN	EX	
[ ]	[ ]	CAMPER / SHELL / MOTORHOME
[ ]	[ ]	CONVERTIBLE
[ ]	[ ]	DOOR
[ ]	[ ]	DRIVER SIDE
[ ]	[ ]	HOOD
[ ]	[ ]	PASSENGER SIDE
[ ]	[ ]	SUNROOF
[ ]	[ ]	TRUCK BED
[ ]	[ ]	TRUNK
[ ]	[ ]	WINDOW
[ ]	[ ]	WINDWING
[ ]	[ ]	______

METHOD OF ENTRY
- [ ] ATTEMPT ONLY
- [ ] BODILY FORCE
- [ ] CUT
- [ ] HID IN BUILDING
- [ ] KICKED
- [ ] KNOB TWIST
- [ ] LET IN / RUSE
- [ ] LOCK BOX
- [ ] LOCK CUT / BROKEN
- [ ] LOCK PUNCHED
- [ ] LOCK SLIP / KEY / PICK
- [ ] NO FORCE
- [ ] OPEN FOR BUSINESS
- [ ] OPEN / UNLOCKED
- [ ] PHONE
- [ ] PRIED
- [ ] REMOVED
- [ ] SMASHED
- [ ] TUNNELED
- [ ] UNBOLTED GATE
- [ ] ______

METHOD OF ENTRY: TOOLS USED
- [ ] BODILY FORCE
- [ ] BOLT CUTTER
- [ ] BRICK / ROCK
- [ ] CHANNEL LOCK / PLIERS
- [ ] CUTTING INSTRUMENT
- [ ] ELECTRONIC DEVICE
- [ ] GLASS CUTTER
- [ ] KEY
- [ ] PRY TOOL
- [ ] SAW / BURN / DRILL
- [ ] SLIDE HAMMER
- [ ] SLIP DEVICE
- [ ] VEHICLE
- [ ] ______

SECURITY SYSTEM
- [ ] NONE
- [ ] AUDIBLE ALARM
- [x] CAMERA
- [ ] CRIME WATCH
- [ ] DOG
- [ ] FENCE / BARS
- [ ] GUARD SERVICE
- [ ] OPERATION ID
- [ ] OUTSIDE LIGHTING
- [ ] SECURITY SIGN / STICKER
- [ ] SILENT ALARM
- [ ] SPECIAL LOCKS / DEADBOLT
- [ ] WINDOW BARS
- [ ] ______

SUSPECT ACTIONS
- [ ] ATE / DRANK ON PREMISES
- [ ] CASED LOCATION
- [ ] COSTUME / DISGUISE WORN
- [ ] DEFECATED / URINATED
- [ ] DEMAND NOTE USED
- [ ] DEMANDED DRUGS / MONEY / ETC.
- [ ] DISABLED PHONE
- [ ] DISABLED POWER
- [ ] DISABLED SECURITY SYSTEM
- [ ] DISABLED VEHICLE
- [ ] EXCESSIVE FORCE
- [ ] FIRED WEAPON
- [ ] FONDLED SELF
- [ ] GRAFFITI
- [ ] HID IN BUILDING
- [ ] IGNITION PUNCHED
- [ ] JUMPED THE COUNTER
- [ ] KNEW LOCATION OF HIDDEN CASH
- [ ] MASK WORN
- [ ] MASTERBATED / EJACULATED
- [ ] PHOTOGRAPHED / VIDEOTAPED
- [ ] PILLOWCASE TAKEN / USED
- [ ] POLICE SCANNER USED
- [ ] RANSACKED
- [ ] RECORDED / LOGGED EVENTS
- [ ] RIPPED / CUT CLOTHING
- [ ] SELECTIVE PROPERTY TAKEN
- [ ] SMOKED
- [ ] TAKEOVER
- [ ] TOOK CONCEALABLES
- [ ] USED MULTIPLE WEAPONS
- [ ] VEHICLE USED TO REMOVE PROPERTY
- [ ] VANDALIZED
- [ ] VICTIM'S NAME USED
- [ ] VICTIM'S TOOLS USED
- [ ] WASHED CLOTHING / BEDDING
- [ ] WIPED SCENE AFTER CRIME
- [ ] ______

SUSPECT WAS / HAD:
- [ ] ALCOHOL ON BREATH
- [ ] ANGRY
- [ ] APOLOGETIC
- [ ] BAD BREATH
- [ ] BODY ODOR / UNUSUAL ODOR
- [ ] GANG - RELATED
- [ ] HOMELESS
- [ ] INTIMIDATED / COERCED
- [ ] NEVER SPOKE / QUIET
- [ ] POLITE / KIND
- [ ] PROFANITY
- [ ] QUOTES, UNUSUAL
- [ ] RAGE
- [ ] TRUST VIOLATION
- [ ] UNDER INFLUENCE
- [ ] ______

SUSPECT PRETENDED TO BE:
- [ ] BUSINESS PERSON
- [ ] CONVERSATION / BEFRIENDED
- [ ] CUSTOMER
- [ ] DELIVERY PERSON
- [ ] FAMILY MEMBER
- [ ] FIND MONEY
- [ ] HANDICAPPED
- [ ] HOMELESS
- [ ] LEND ASSISTANCE
- [ ] NEED ASSISTANCE OR EMERGENCY
- [ ] NEED TOILET / PHONE / WATER
- [ ] OFFERED GOODS / SERVICES
- [ ] POLICE / SECURITY
- [ ] POSITION OF TRUST
- [ ] REPAIR PERSON
- [ ] SALES PERSON
- [ ] SEEK EMPLOYMENT
- [ ] SOLICIT DONATIONS
- [ ] UTILITY EMPLOYEE
- [ ] ______

VICTIM WAS:
- [ ] ASKED TO POSE / MODEL
- [ ] BLINDFOLDED
- [ ] BOUND / GAGGED
- [ ] BURNED
- [ ] CUT / STABBED
- [ ] DISTRACTED
- [ ] DRUGGED / SEDATED
- [ ] EXPLOITED
- [ ] FACE COVERED
- [ ] FOLLOWED
- [ ] FONDLED
- [ ] FORCED TO DISROBE
- [ ] FORCED TO FONDLE SUSPECT
- [ ] FORCED TO LIE ON FLOOR
- [ ] FORCED TO MASTURBATE
- [ ] FORCED TO MOVE
- [ ] FORCED TO ORALLY COPULATE SUSPECT
- [ ] GANG RELATED
- [ ] HANDCUFFED
- [ ] HOMELESS
- [ ] INJURED / HIT
- [ ] LOCKED IN
- [ ] MADE TO COUNT
- [ ] PINCHED
- [ ] PISTOL WHIPPED
- [ ] SHOT
- [ ] SLAPPED
- [ ] THREATENED
- [ ] TORTURED / MUTILATED
- [ ] ______

BIAS - MOTIVATED INCIDENT:

RACIAL
- [ ] ANTI - WHITE
- [ ] ANTI - BLACK
- [ ] ANTI - AMERICAN INDIAN / ALASKAN NATIVE
- [ ] ANTI - ASIAN / PACIFIC ISLANDER
- [ ] ANTI - MULTIRACIAL GROUP

RELIGIOUS
- [ ] ANTI - JEWISH
- [ ] ANTI - CATHOLIC
- [ ] ANTI - PROTESTANT
- [ ] ANTI - ISLAMIC (MUSLIM)
- [ ] ANTI - OTHER RELIGION
- [ ] ANTI - MULTIRELIGIOUS GROUP
- [ ] ANTI - ATHEISM / AGNOSTICISM

ETHNICITY / NATIONAL ORIGIN
- [ ] ANTI - HISPANIC
- [ ] ANTI - OTHER ETHNICITY / NATIONAL ORIGIN

SEXUAL
- [ ] ANTI - MALE HOMOSEXUAL (GAY)
- [ ] ANTI - FEMALE HOMOSEXUAL (LESBIAN)
- [ ] ANTI - HOMOSEXUAL (GAYS & LESBIANS)
- [ ] ANTI - HETEROSEXUAL
- [ ] ANTI - BISEXUAL

GENDER
- [ ] ANTI - MALE
- [ ] ANTI - FEMALE
- [ ] ANTI - TRANSGENDER

DISABILITY
- [ ] ANTI - MENTAL DISABILITY
- [ ] ANTI - PHYSICAL DISABILITY

COUNTY OF LOS ANGELES-SHERIFF'S DEPARTMENT-SUPPLEMENTARY REPORT

DATE: 08-21-10

FILE: 910-13715-0623-057

C: Assault with a deadly weapon, 245(c) PC / F / 057

ACTION: Active, Additional Information, Interview of victim, location and interview of suspect

V: Carter, Desmond MB/[redacted]

S: Teeman, Ronald MW/01-30-61

NARRATIVE

I was called by Sgt. Anderson ([redacted]) at about 0310 hours on 08-21-10 and asked to respond to Santa Clarita Station to investigate an assault with a deadly weapon on a peace officer which also involved a deputy involved shooting.

I arrived at Santa Clarita Station at about 0325 hours and was asked by Sgt. Stanley ([redacted]) to respond to the crime scene, located at 25323 Chiquella Lane in Stevenson Ranch. Sgt. Stanley advised me a second detective would be needed based on his evaluation of the situation and asked me to locate an additional detective to assist me in the investigation. I contacted Det. Dorman ([redacted]) who responded to Santa Clarita Station at about 0350 hours.

Upon my arrival at the crime scene I found the field deputies finishing their investigation and breaking down the crime scene. I was given a synopsis of the events that took place by Lt. Stillwell (230321).

I contacted Dep. Boden ([redacted]) of Palmdale Station Gang Enforcement Team (GET) who was at the scene with several members of his team. He advised me, prior to my arrival, he contacted resources his team had in the US Marshall's office to obtain a federal court order to locate the suspect via his cellular phone. He told me his team would coordinate with the US Marshall's office and be my liaison to them. Dep. Boden told me, utilizing Department resources, he and his team located an old friend of the suspect's "[redacted]". They contacted [redacted] who told them he saw the suspect at Los Toros bar in Chatsworth at about 2100 hours. Prior to seeing him in the bar [redacted] had not seen the suspect for about 2 years. [redacted] said he went up to the suspect to talk to him and the suspect was "hammered" (indicating he was extremely intoxicated). [redacted] told Dep. Boden the suspect was belligerent towards him so he ended the conversation and the suspect left the bar.

APPROVED:

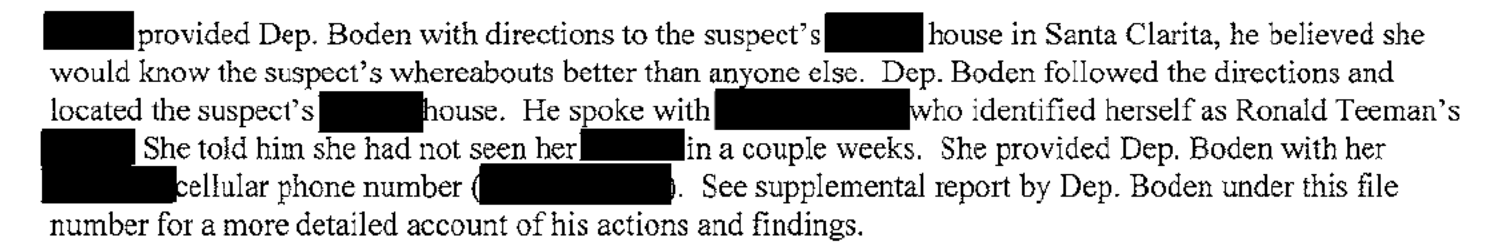
BY: [redacted]#[redacted]

ASSIGNED: SCT/DB

806B7

SECRETARY: ______________________

DATE: ______________ **TIME:** ______________


[redacted] provided Dep. Boden with directions to the suspect's [redacted] house in Santa Clarita, he believed she would know the suspect's whereabouts better than anyone else. Dep. Boden followed the directions and located the suspect's [redacted] house. He spoke with [redacted] who identified herself as Ronald Teeman's [redacted] She told him she had not seen her [redacted] in a couple weeks. She provided Dep. Boden with her [redacted] cellular phone number ([redacted]). See supplemental report by Dep. Boden under this file number for a more detailed account of his actions and findings.

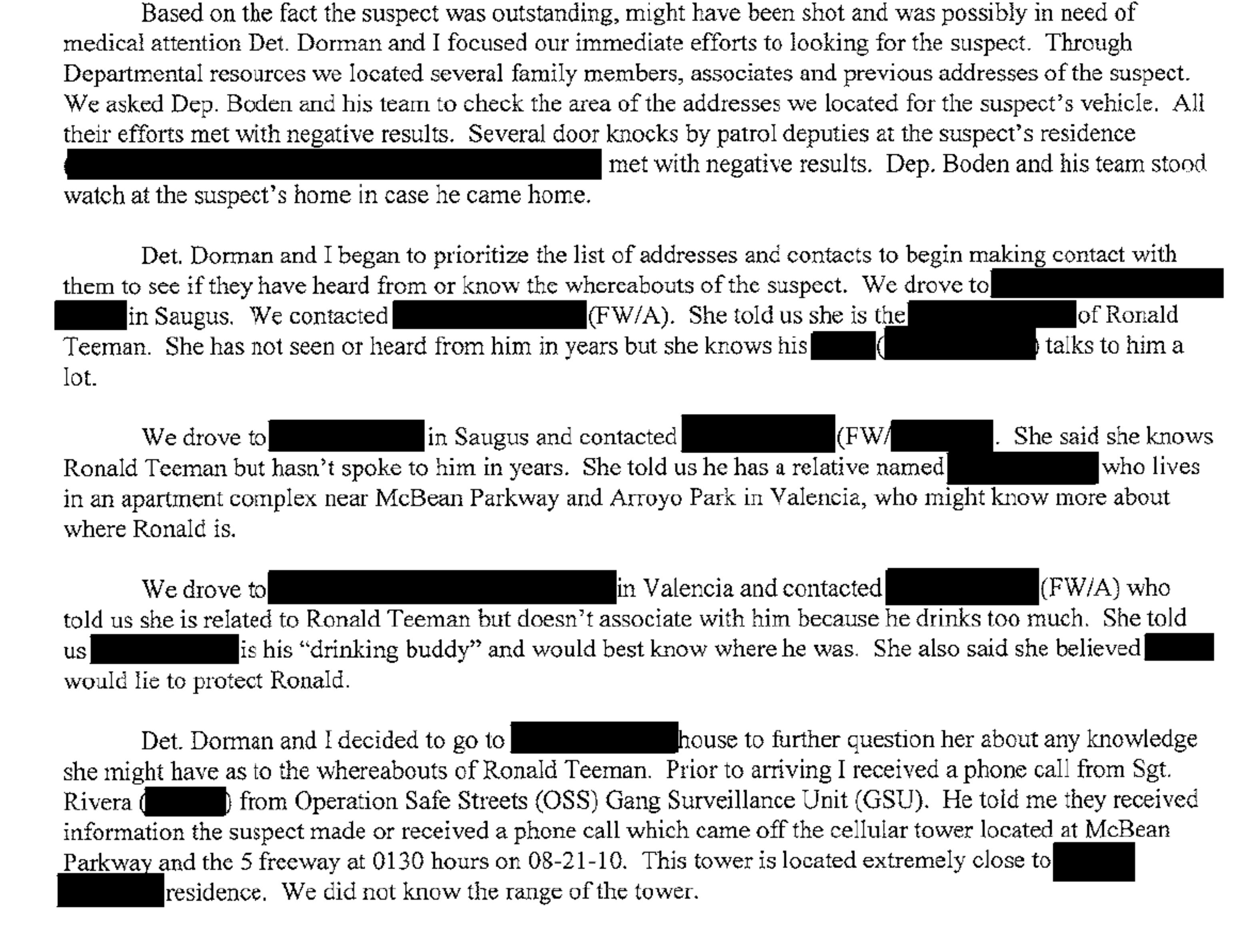
I responded to Santa Clarita Station where Det. Dorman and I met with Lt. Ault ([redacted]) of Internal Affairs Bureau (IAB). She advised us the victim was not willing to discuss the facts of the case with us. She said he would answer limited public safety questions only. She advised us of the questions we could ask the victim. We told her we would like to show the victim a photographic line up including the perceived suspect to obtain a positive identification of the suspect. She advised us we could show him the line up.

Prior to speaking to the victim we reviewed video footage of the incident.

Det. Dorman and I contacted the victim in the Watch Commander's office at Santa Clarita Station. During the interview the victim was seated in the Watch Commander's chair and we were seated in the chairs along the east wall. All the doors to the office were closed. The interview was audio recorded with the victim's knowledge. A copy of the interview will remain in the investigators file, the following in a synopsis of the interview.

I asked the victim in what direction did he fire his rounds. He told me he fired them east towards the tire store. I asked him if he knows of anyone who was injured and what their location might be. He told me he does not know if anyone was injured. I asked him if there were any outstanding suspects. He told me there was one, the driver of the other vehicle. I asked him to describe the suspect. He said he was a male white in his 30's or 40's, 5' 09" to 6' 00", 180 lbs to 190 lbs, with straight hair, sprinkled with grey. He did not remember the suspect having facial hair. The suspect was wearing a white pinstripe long sleeve button-down shirt and dark jeans. I asked him what the suspect's direction of travel was. He said the suspect made a left turn onto Chiquella Lane from the McDonald's parking lot and drove out of sight. I asked him how long the suspect has been gone. He estimated the suspect had been gone about 6 hours and 50 minutes. I asked him what crime(s) the suspect was wanted for. He said the suspect was wanted for being under the influence of a controlled substance (drugs or medication). I specifically asked him if alcohol could be something he was under the influence of. He said he didn't smell any so he couldn't say, he noted based on the suspect's train of thought he didn't seem to be normal. He went on to say the suspect was also wanted for hit and run and assault with a deadly weapon on him (a peace officer) with a vehicle. I asked the victim what weapons the suspect was armed with. He said the only weapon he knew of was the vehicle used. I asked the victim if there is any evidence that needed to be protected and where it was located. He said the only evidence he knew of were the spent rounds and as far as he knew they were in the trunk of the suspect's car.

I conducted a follow up question to the suspect description by asking the victim to look at a photographic line up. The victim agreed to look at the line up. Prior to showing him the line up I had him read the photographic line up admonition and initial that he read and understood the admonition. The victim initialed the admonition and looked at the photographic line up (the presumed suspect was in the 4th position). He said he ruled out numbers 1,2,3,5 & 6 immediately. He said he was 80% sure number 4 was the suspect, indicating the suspect had more grey hair and was thinner. I inadvertently asked the victim to initial that he couldn't make an identification. I realized he did identify the suspect and told him I placed and "X" over his initials and initialed my "X". I then asked him to initial that he has identified the person in the 4th position as the suspect in the crime. The victim signed the admonition form. (A copy of the admonition and line up will be attached to this report and the original will remain in the investigators file). This concluded our interview with the victim.



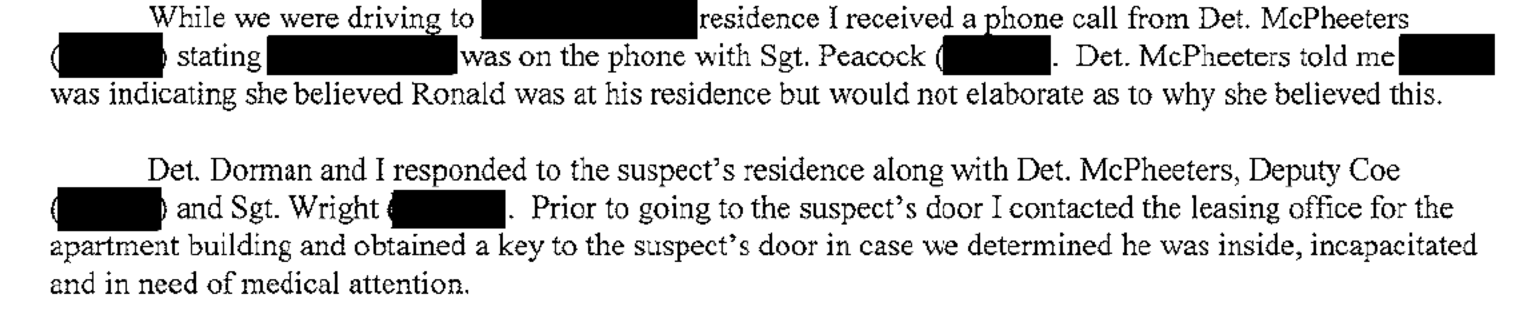
Based on the fact the suspect was outstanding, might have been shot and was possibly in need of medical attention Det. Dorman and I focused our immediate efforts to looking for the suspect. Through Departmental resources we located several family members, associates and previous addresses of the suspect. We asked Dep. Boden and his team to check the area of the addresses we located for the suspect's vehicle. All their efforts met with negative results. Several door knocks by patrol deputies at the suspect's residence [redacted] met with negative results. Dep. Boden and his team stood watch at the suspect's home in case he came home.

Det. Dorman and I began to prioritize the list of addresses and contacts to begin making contact with them to see if they have heard from or know the whereabouts of the suspect. We drove to [redacted] in Saugus. We contacted [redacted] (FW/A). She told us she is the [redacted] of Ronald Teeman. She has not seen or heard from him in years but she knows his [redacted] ([redacted]) talks to him a lot.

We drove to [redacted] in Saugus and contacted [redacted] (FW/[redacted]. She said she knows Ronald Teeman but hasn't spoke to him in years. She told us he has a relative named [redacted] who lives in an apartment complex near McBean Parkway and Arroyo Park in Valencia, who might know more about where Ronald is.

We drove to [redacted] in Valencia and contacted [redacted] (FW/A) who told us she is related to Ronald Teeman but doesn't associate with him because he drinks too much. She told us [redacted] is his "drinking buddy" and would best know where he was. She also said she believed [redacted] would lie to protect Ronald.

Det. Dorman and I decided to go to [redacted] house to further question her about any knowledge she might have as to the whereabouts of Ronald Teeman. Prior to arriving I received a phone call from Sgt. Rivera ([redacted]) from Operation Safe Streets (OSS) Gang Surveillance Unit (GSU). He told me they received information the suspect made or received a phone call which came off the cellular tower located at McBean Parkway and the 5 freeway at 0130 hours on 08-21-10. This tower is located extremely close to [redacted] residence. We did not know the range of the tower.



While we were driving to [redacted] residence I received a phone call from Det. McPheeters ([redacted]) stating [redacted] was on the phone with Sgt. Peacock ([redacted]. Det. McPheeters told me [redacted] was indicating she believed Ronald was at his residence but would not elaborate as to why she believed this.

Det. Dorman and I responded to the suspect's residence along with Det. McPheeters, Deputy Coe ([redacted]) and Sgt. Wright ([redacted]. Prior to going to the suspect's door I contacted the leasing office for the apartment building and obtained a key to the suspect's door in case we determined he was inside, incapacitated and in need of medical attention.

We approached the suspect's door at about 1000 hours and I knocked on the door. The suspect answered the door, saw us and said, "I was going to come see you, I guess he really was a cop". We detained the suspect and conducted a safety sweep of his residence. Once the residence was secure Det. McPheeters and I spoke to him alone in his living room. He told us he was in a car accident and someone shot at him at last night at the McDonald's on Lyons.

Ronald told us he has been home for hours. We asked him if he ever heard anyone knocking on his door. He said he hadn't but he was a deep sleeper. He said he had just woken up and was going to look for his car and then come to the station regarding the incident at McDonald's. We told him we too wanted to find his car and to talk to him about the incident at McDonald's. We asked him if he would like us to drive him around to look for his car and then drive him to the station to talk to him. He said he would be happy to come with us.

Det. Dorman and I drove Ronald around for about 90 minutes looking for his car but were unable to find it. We told him we would have other deputies continue to look for his car and asked if it would be alright for us to go to the station to begin talking about the incident. He said that would be fine.

We drove to Santa Clarita Station and walked with Ronald to interview room number 26 at about 1156 hours where Det. McPheeters and I spoke to him. I advised Ronald I was going to tape record our conversation and he agreed. I told him the door to the interview room was open and he was not under arrest. I told him he was free to leave whenever he wanted to. Ronald was the person seated closest to the door. His residence is located about [redacted] from Santa Clarita Station.

The following is a synopsis of my interview with Ronald Teeman, a copy of the recording of the entire interview will be maintained in the investigators file.

Ronald told us he was coming home and stopped at McDonald's to get some food. While in the parking lot he hit another vehicle. He described the accident as a fender bender. He said he made contact with the other party and began exchanging information. He gave the other party his insurance card, which was all he thought he had to provide because it contained his name, insurance policy information and vehicle information. He said that the other party (referred to here on out as victim) told him he was a "cop" and showed him a gun. He said he was never shown a badge. The victim accused him of drinking and told him he was going to call the cops. The victim never appeared to make and effort to call anyone. Ronald said he previously had been robbed at gunpoint (which was reported to LAPD) and was scared because he never was presented with a badge. He told me he has family in Law Enforcement and was under the impression one should be shown a badge with a gun when a police officer confronts you. Ronald said he figued the victim had his insurance information and was scared so he got into his car and left. He said the victim tried to pull him out of his car but

he was able to close and secure the door with the window up and drive away. As he was driving away he heard loud sounds resembling gun fire but couldn't believe someone would shoot at him over a fender bender. His tires went flat at which point he thought he may have been shot at so he parked his car, found the paseo system and ran home.

Ronald said, once home, he drank some wine to calm his nerves and went to sleep. He was hoping to wake up in the morning and find out this all never happened. After several questions regarding why he left, he conceded an additional reason was that he had drank one beer at Los Toros bar at about 2100 hours. He said he didn't know if his blood alcohol level would exceed the legal limit or not. He told us that was not the only factor to him leaving but it was one factor.

Ronald told us the victim never tried to grab the keys to his car or the gear shifter. The victim only grabbed him. He also told us he was unaware if the victim was in his car when the accident occurred. The victim did not remember passing a DUI checkpoint as he left the area.

We asked Ronald about the beer he had at Los Toros. He told us he was meeting [redacted] at the restaurant/bar. He arrived at 2100 hours and had beer while he waited for [redacted] When [redacted] arrived he found the wait too long so he left at about 2120 hours. He did not make a reservation because he knows [redacted] eats there every Friday and Saturday and figured [redacted] already had a reservation. He did not have a receipt for the drink.

Ronald told us his [redacted] emailed him telling him we were looking for him and that was why he was going to come to the station to see us. We asked him if he called or was called by anyone last night. He said neither occurred. We told him we know his cellular phone made or received at call around 0130 hours this morning. He said he may have gotten a call from his [redacted] when he was asleep and didn't know it because that was about the time she sent her email.

This concluded our interview with Ronald. We offered to drive him home but he asked to walk. He had previously allowed us to take his car keys with us from his residence incase we found the car. He agreed to let us keep the car keys and we gave him all the other keys prior to him leaving.

I asked Dep. Coe to begin a grid search for Ronald's car. I was notified at about 1600 hours that the car was located near the intersection of 16th street and Newhall avenue in Newhall. The vehicle was impounded as evidence. See supplemental report by Det. McPheeters for further information regarding the recovery of the vehicle.

I notified Sgt. Roberts [redacted] of IAB of my locating, interviewing and releasing Ronald Teeman.

Det. Dorman contacted Los Toro's bar and found they only have video surveillance of the parking lot. Det. McPheeters will attempt to obtain a copy of the footage at a later date as it was not available at the time of this report.

COUNTY OF LOS ANGELES - SHERIFF'S DEPARTMENT - SUPPLEMENTAL REPORT

DATE: OCTOBER 6, 2010 **FILE NO.:** 910-00043-2003-441

C: ASSAULT WITH A DEADLY WEAPON - FIREARM - 245(a)(2) P.C.

ACTION: ACTIVE / ADDITIONAL INFORMATION

D: AUGUST 20, 2010, 2230 HOURS

L: 25323 CHIQUELLA LANE
STEVENSON RANCH ,CALIFORNIA 91381

S: CARTER, DESMOND MB/34
DEPUTY SHERIFF #[redacted]
SOUTH FACILITY
CUSTODY OPERATIONS DIVISION

****

EVIDENCE HELD **Book 3 / Page 47**

Item #1 Pistol, Beretta 92FS, semi-automatic, 9mm, Serial #BER[redacted] loaded with one magazine containing 11 9mm cartridges.

I was assigned this case on August 23, 2010. The case involved an incident on 08-20-10 at approximately 2230 hours. Deputy Desmond Carter, who was off duty, was on his way to work, when he stopped at McDonald's restaurant located at 25323 Chiquella Lane in Stevenson Ranch. While Deputy Carter was inside the restaurant, his parked car was struck by another vehicle, driven by Ronald Teeman, in the parking lot. Following the collision, the parties talked and exchanged some type of information. When Mr. Teeman attempted to leave, Deputy Carter ordered him to remain. The resulting altercation led to Mr. Teeman fleeing the scene in his vehicle and Deputy Carter firing several rounds at the fleeing party, striking Mr. Teeman's car several times.

The case file was received from Santa Clarita Sheriff's Station and included the following:

> An Incident Report under file number 910-13715-0623-057 which included initial observations by Santa Clarita Unit 65 EM's (Deputies Rooney #[redacted] and Elsee #[redacted]), collection of evidence (security video and information on Mr. Teeman), and statements made to them by Deputy Carter (**Exhibit A**).

A supplemental report written by Santa Clarita Sheriff's Station Detective [redacted] #[redacted] which included his investigation, statements made by Deputy Carter, a photographic line up, identification and interview of Mr. Teeman (**Exhibit B**).

A supplemental report written by Santa Clarita Sheriff's Station Deputy Elsee #[redacted] which included statements made by Deputy Carter (**Exhibit C**).

A supplemental report written by Santa Clarita Sheriff's Station Detective Mike McPheeters #[redacted] which included locating and photographing Mr. Teeman's car and impounding it as evidence(**Exhibit D**).

Digital recordings of interviews with Deputy Carter and Ronald Teeman.

I reviewed the documents and obtained a copy of the McDonald's security video tapes from Santa Clarita Sheriff's Station Detective Bureau Lieutenant Stephen Low #[redacted]

I obtained a supplemental report from Gang Enforcement Team Deputy Boden #[redacted] which included his investigation and attempts to locate Mr. Teeman and statements made by [redacted] (**Exhibit E**) .

I viewed McDonald's video security tapes which recorded parts of the incident from three different vantage points. When combined the tapes show almost a complete record of the incident. I saw there were points where the recording stopped for short periods of time creating minor time gaps. I consulted with the Los Angeles County Sheriff's Department Commercial Crimes Bureau - Technical Operations Detail who viewed the tape and believed that the McDonald's security system appeared to be motion activated creating the gaps. The following is a time line utilizing the three different camera angles:

TIME (approxi-mate)	**CAM 24** *covers street entrance and portion of parking lot*	**CAM 25** *covers street entrance and middle section of parking lot*	**CAM 26** *covers drive thru and upper parking lot*
22:10.45	Mr. Teeman's car enters McDonald's parking lot.	Mr. Teeman's car enters McDonald's parking lot.	
22:11.15	Mr. Teeman's car backs up and collides with Deputy Carter's parked car.	Mr. Teeman's car backs up and collides with Deputy Carter's parked car.	
22:11.17	Mr. Teeman's car pulls forward and stops in parking aisle. Deputy Carter's car alarm activates (flashing lights).	Mr. Teeman's car pulls forward and stops in parking aisle. Deputy Carter's car alarm activates (flashing lights).	
22:11.30	Mr. Teeman's car travels forward to upper parking lot	Mr. Teeman's car travels forward to upper parking lot	

22:11.50	Deputy Carter exits McDonald's and walks into parking lot.	Deputy Carter exits McDonald's and walks into parking lot.	
22:12.6		Deputy Carter checks his car and then walks to upper parking lot.	
22:12.8			Mr. Teeman parks his car in upper parking lot.
22:12.16	Deputy Carter walks to Mr. Teeman's parked car.		Deputy Carter walks to Mr. Teeman's parked car.
22:12.47			Deputy Carter stands at driver's door of Mr. Teeman's car. Mr. Teeman exits his car.
22.12.54			Deputy Carter and Mr. Teeman appear to be talking in the parking lot.
22:13.1			Mr. Teeman enters the driver's side of his car.
22:13.10			Deputy Carter walks from upper parking back toward his car
22:13.20		Deputy Carter walks from upper parking lot and returns to his vehicle.	
22:13.57		Deputy Carter enters his car, backs up and drives toward upper parking lot.	
22:14.10			Deputy Carter drives his car up next to Mr. Teeman's car and parks
22:15.51			Mr. Teeman and Deputy Carter appear to have a conversation next to the right rear fender of Deputy Carter's car.
22:17.5			Mr. Teeman walks back to his car and enters the driver's side door.

22:18.20			Mr. Teeman and Deputy Carter walk to the left rear fender of Mr. Teeman's car and appear to have a conversation.
22:20.47			Mr. Teeman backs his car out of the parking space with Deputy Carter standing at the driver's window.
22:20.50	Mr. Teeman backs his car out of the parking space		
22:20.58		White van enters McDonald's parking lot	
22:20.1	Mr. Teeman's car drives toward entrance to parking lot with Deputy Carter at driver's side window. After passing drive thru entrance, Deputy Carter stops and shoots at Mr. Teeman's fleeing car.		Mr. Teeman begins to drive forward with Deputy Carter moving along side at the driver's side window.
22:21.5		Mr. Teeman's car drives toward entrance to parking lot with Deputy Carter at driver's side window. After passing drive thru entrance, Deputy Carter stops and shoots at Mr. Teeman's fleeing car.	
22:21.17	Deputy Carter runs back to his car.		

On 08-25-10, at 0935 hours, Sergeant Tombol #[redacted] and I interviewed **RONALD TEEMAN,** MW/49, at his apartment in Santa Clarita. The interview was digitally audio recorded and the following is a summary.

I explained to Mr. Teeman that we were from the Sheriff's Department Internal Criminal Investigations Bureau (ICIB) and were looking into the actions of our personnel as it related to the officer involved shooting. I asked Mr. Teeman to explain what happened the day of the incident, starting with his actions that afternoon.

Mr. Teeman said he met and had lunch (chicken kabob) with a friend in Burbank, because he was trying to become a vendor to the Disney company. After lunch, he went back to his apartment and wrote letters and looked up information that he needed to send to his friend.

Mr. Teeman said he had an old roommate, [redacted] that he wanted to reconnect with and possibly do some business (related to the Disney company). He knew that Mr. [redacted] liked to go to Los Toros Bar, located in Chatsworth. Mr. Teeman said he went to the bar hoping to meet with him. He said he arrived at the bar at approximately 2115 hours and it was a "good twenty minutes" before he saw Mr. [redacted]. During that time he had one or two beers. Mr. Teeman said Mr. [redacted] did not want to "have anything to do with him" so he left the bar. Mr. Teeman stated he was at the bar approximately 20 minutes.

Later in the interview, Mr. Teeman said he did not have any alcoholic beverages before going to the bar and was not under the influence of any drugs.

Mr. Teeman said after leaving the bar, he wanted to get something to eat. He said he had not eaten since lunch, so he drove from the bar to the McDonald's. Mr. Teeman said he pulled into McDonald's parking lot and was going to use the drive thru, however, the line was too long. Mr. Teeman said between the time he left the drive thru line and when he parked, he bumped into another car (which he learned at a later time when Deputy Carter pointed out the paint transfer and damage to their respective vehicles).

I asked Mr. Teeman how he exited the drive thru. Mr. Teeman said he just veered off (as opposed to backing up). I asked Mr. Teeman if he remembered hitting a (Deputy Carter's) car. Mr. Teeman said he did not remember any collision. I asked if he remembered a car alarm going off and he said he did not.

> **Investigators Note:** The McDonalds' security video clearly showed Mr. Teeman's car backing up out of the drive thru line and colliding with Deputy Carters' vehicle.

I asked Mr. Teeman after he hit Deputy Carter's car, did he (Mr. Teeman) park right next to Deputy Carter's car. Mr. Teeman said he wasn't sure if he parked next to Deputy Carter's car or Deputy Carter parked his car next to his. Mr. Teeman said he did not know if Deputy Carter was backing out of a parking spot in the parking lot or if he hit Deputy Carter's car while he was going through the drive thru because he did not feel the collision.

Mr. Teeman explained that when he returned home that night (referring to after the shooting incident) he was so "keyed up" that he drank a bottle of wine to calm down. He said because of that, his recollection of the events was a little "foggy."

Recounting the incident, Mr. Teeman said after he parked in the McDonald's parking lot, a male black, Deputy Carter, approached him and told him he had hit his car. He said Deputy Carter showed him the paint transfer on his (Mr. Teeman's) car. Mr. Carter described Deputy Carter as a black male, who was taller than him (5'11"), but could not provide any further description.

Mr. Teeman said he handed Deputy Carter his insurance information which he got from his wallet. He said Deputy Carter took his information but only stood there and didn't do anything with it.

Mr. Teeman said Deputy Carter asked him if he had been drinking and said he was a "cop". Deputy Carter told Mr. Teeman he was going to call the police. Mr. Teeman said Deputy Carter moved his shirt and showed him his gun, which was in or attached to his waistband, but he never saw a badge or police identification.

Later in the interview, Sergeant Tombol asked Mr. Teeman which side of the deputy's waistband was the gun located and asked for a description of the gun. Mr. Teeman said he did not remember, other than he thought the gun was in a holster.

I asked Mr. Teeman if the deputy ever made any phone calls. Mr. Teeman said Deputy Carter said he was going to, but he never saw him make any calls. I asked Mr. Teeman who Deputy Carter said he as going to call. Mr. Teeman answered, "The police." He said Deputy Carter told him that before he said he was a cop and showed him his gun.

Mr. Teeman said he "freaked" (upon seeing the gun) and jumped in his car and drove away. Mr. Teeman said he did not know if Deputy Carter was a cop or a gang member. Mr. Teeman said he had been a victim of a robbery, where a gun was pointed at his head, so he just wanted to get out of the situation.

I asked Mr. Teeman if Deputy Carter said anything to him or ordered him not to leave as he (Mr. Teeman) got into his car. He said he did not remember. I asked Mr. Teeman if Deputy Carter told him to stop. Mr. Teeman said he did not remember Deputy Carter saying anything. Later in the interview, I asked Mr. Teeman if it was possible that the deputy told him to stay at the location and he said it was.

I asked Mr. Teeman if he said anything to Deputy Carter (while leaving the location) and he said he did not remember. Mr. Teeman said the only thing he remembered was seeing Deputy Carter in his rear view mirror. Mr. Teeman said he thought Deputy Carter was chasing after him. He said he heard some sounds but his radio was blaring and did not think anything of it.

I asked Mr. Teeman if he called the police or tried to wave someone down for help. Mr. Teeman said, "For a fender bender?" I told Mr. Teeman that he told us that Deputy Carter had shown him a gun. Mr. Teeman said if Deputy Carter was a gang member, he would have only placed himself in jeopardy if he had tried to call the police. He said he just wanted to get home.

Mr. Teeman said after he drove away from McDonald's, the tire on his car went flat. He said he thought that Deputy Carter might have shot at him, and was possibly chasing him.

Later in the interview, Mr. Teeman said that when he drove away, he turned left out of the McDonald's parking lot, made a right turn on to Lyons Avenue, and a left turn onto an

unknown street. He said when the tire on his car went flat, he tried to get as close to his apartment as possible before leaving his car and running home. He said he did not know where he left his car parked. I asked Mr. Teeman if he tried to contact the police when he got home. He said he did not. He said he was not sure if he had been involved in a shooting incident.

> **Investigator's Note:** We saw that Mr. Teeman had no signs of injury and no complaint of injury or pain.

I asked Mr. Teeman if he felt he was drunk during the incident. He said he was not. I told Mr. Teeman that his collision was captured on McDonald' security video. I told him that he set off Deputy Carter's car alarm which he said he did not hear or see. I told Mr. Teeman that due to his inability to recall events, it appeared that he was impaired to some degree at the time of the incident. Mr. Teeman said he did not think he was impaired.

I asked Mr. Teeman how long he thought he was at the location with the deputy from beginning to end. Mr. Teeman said he had no idea.

I asked Mr. Teeman if Deputy Carter said anything or did anything when he (Mr. Teeman) got back into his car. Mr. Teeman said, "Not that I know of." I asked Mr. Teeman if Deputy Carter attempted to stop him. Mr. Teeman said, "Not that I know of."

I asked Mr. Teeman if Deputy Carter attempted to grab or touch him. Mr. Teeman said Deputy Carter attempted to grab him before he got into his car but could not describe how Deputy Carter did it.

I asked Mr. Teeman if once he was in the car, Deputy Carter attempted to stop him from leaving. Mr. Teeman said he had no idea. I asked Mr. Teeman if he remembered whether his windows were up or down. He said the windows were up. I asked if he was sure. Mr. Teeman said he had some doubt, and wasn't one hundred percent sure about anything because he drank a bottle of wine when he got home.

I asked Mr. Teeman if he knew where Mr. Carter was located while he was driving away in his car, and he said he did not. I asked Mr. Teeman if Deputy Carter was beside his car as he drove away and he said it was possible, but he did not know. I asked if Deputy Carter said anything to him as he drove away and Mr. Teeman said he did not know.

I asked Mr. Teeman if he remembered if Deputy Carter ever reached into his car or if he fought with him as he was driving away. He said he did not. I asked Mr. Teeman if he remembered if the deputy tried to reach over and grab the gear shift or the keys to his car. He said he did not. I asked if those things could have happened and Mr. Teeman said it was possible.

I asked Mr. Teeman if the deputy ever told him he was under arrest. Mr. Teeman said, "No, I don't think so, because then I would have been under arrest."

We concluded our interview with Mr. Teeman.

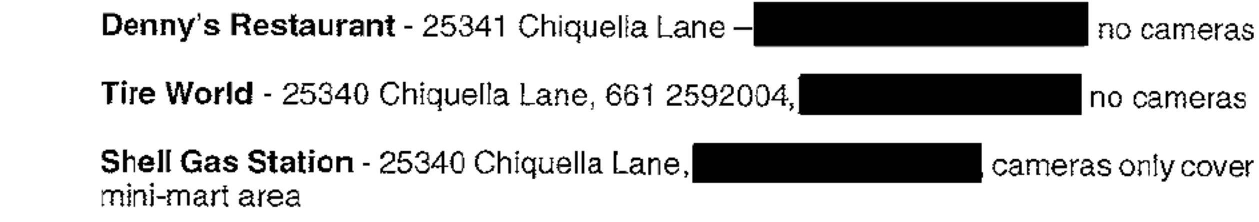
We drove Mr. Teeman to Santa Clarita Station, per his request, and made arrangements to have his car released from impound. Mr. Teeman said he was also missing his driver's license. We contacted [redacted] who located Mr. Teeman's driver's license, and returned it to him.

We asked Santa Clarita Sheriff's Station Law Enforcement Technician (LET) Julie Ibraham #[redacted] to check the station's calls or records for 08-20-10, between 2100 - 2200 hours for any recording or record of a call for service to report a traffic collision and/or drunk driver at the McDonald's (located at 25323Chiquella Lane in Stevenson Ranch).

LET Ibrahan advised that Santa Clarita's voice print system was not working 08-20-10, through 08-22-10, and no calls were recorded. She said there was no record of any calls at the location for a 902N (traffic accident) or 502 (drunk driver) in the CAD (Computer Aided Dispatch) system.

LET Ibraham also checked with California Highway Patrol operator #9143 regarding any possible calls for service regarding the above listed date, times and location and was told no calls were received.

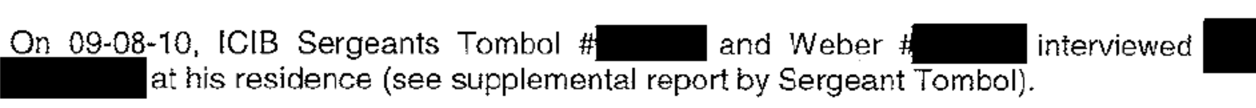
On 08-26-10, I contacted Deputy [redacted] from the Technical Operations Detail. He created a number of still photographs (**Exhibit F**) from the McDonald's digital security recordings and also combined the videos to show chronological chain of events. The following locations were also checked by Internal Criminal Investigations Bureau Captain William Carey #[redacted] for possible security video that may have captured any or all of the incident with the following results:



Denny's Restaurant - 25341 Chiquella Lane – [redacted] no cameras

Tire World - 25340 Chiquella Lane, 661 2592004, [redacted] no cameras

Shell Gas Station - 25340 Chiquella Lane, [redacted] cameras only cover mini-mart area



On 09-08-10, ICIB Sergeants Tombol #[redacted] and Weber #[redacted] interviewed [redacted] at his residence (see supplemental report by Sergeant Tombol).

I contacted Deputy Jeff Collins #[redacted] from Scientific Service Bureau and obtained his supplemental report (**Exhibit G**) regarding the crime scene investigation, photographs and sketch of the shooting location. Deputy Collins recovered 5 bullet casings and located a bullet hole at 25340Chiquella Lane at the Tire World.

Investigators Note: Tire World is located across the street from McDonald's restaurant.

I contacted Firearms Examiner, Phil Teramoto #[redacted] from Scientific Service Bureau and obtained his supplemental reports (**Exhibit H**) regarding the field investigation and examination of Deputy Carter's firearm (**EV/1**). He observed that Mr. Teeman's car was struck with 4 rounds, with one bullet hole in the rear bumper, two bullet holes in the driver's side door and one bullet hole in the rear passenger tire.

On 10-06-10, I contacted Deputy Carter's Attorney, Mitch Kander, regarding interviewing Deputy Carter. I later received an e-mail from Deputy Carter stating he declined to give any statement on the advice of his attorney (**Exhibit I**).

BY: SERGEANT WILLIAM CASSIDY, #[redacted]
APPROVED BY: LIEUTENANT DONNA L. COPPLIN #[redacted] 10-14-2010 1439 HOURS
INTERNAL CRIMINAL INVESTIGATIONS BUREAU
LEADERSHIP AND TRAINING DIVISION

COUNTY OF LOS ANGELES - SHERIFF'S DEPARTMENT - INCIDENT REPORT

DATE: MARCH 24, 2010 **FILE NO.:** 910-00043-2003-441

C: ASSAULT WITH A DEADLY WEAPON - FIREARM - 245(a)(2) P.C. **ACTION:** INACTIVE / CASE CLOSED

D: AUGUST 20, 2010, 2230 HOURS

L: 25323 CHIQUELLA LANE
STEVENSON RANCH ,CALIFORNIA 91381

S: CARTER, DESMOND MB/34
DEPUTY SHERIFF #[redacted]
SOUTH FACILITY
CUSTODY OPERATIONS DIVISION

The purpose of this supplemental report is to document that the Los Angeles County District Attorney's Office Justice System Integrity Division declined to initiate criminal proceedings against Deputy Carter.

On November 2, 2011, the case was submitted to Assistant Head Deputy District Attorney John Moulin of the Justice System Integrity Division of the Los Angeles County District Attorney's Office for filing consideration.

On March 17, 2011, Justice System Integrity Division Deputy District Attorney Jason Lustig completed his review of the case and determined that their was insufficient evidence to prove the case beyond a reasonable doubt and declined to initiate criminal proceeding against Deputy Cater (refer to attached Charge Evaluation Worksheet).

Based on the above, the Internal Criminal Investigation Bureau case was closed on March 24, 2011. Deputy Carter was a probationary employee at the time of this incident and his employment was terminated prior to this case disposition. Internal Criminal Investigations Bureau Sergeant William Cassidy briefed Internal Affairs Bureau Captain Joseph Gooden. The case was referred to Internal Affairs Bureau for administrative disposition under IAB IV2272744.

BY: SERGEANT WILLIAM CASSIDY, #[redacted]
APPROVED BY: LIEUTENANT DONNA COPPLIN #[redacted] 03-28-11 0954 HOURS DC
INTERNAL CRIMINAL INVESTIGATIONS BUREAU
LEADERSHIP AND TRAINING DIVISION

LOS ANGELES COUNTY DISTRICT ATTORNEY CHARGE EVALUATION WORKSHEET

X FELONY MISDEMEANOR	AGENCY NAME: LASD - INTERNAL AFFAIRS AGENCY FILE NO. (DR OR URN): 910-00043-2003-441	DA CASE NO. 31413612 DA OFFICE CODE: J.S.I.D. 10-0857R	DATE 03/08/2011 VICTIM ASSISTANCE REFERRAL: ☐ YES – NOTIFY VWAP ☐ NO

SUSP NO.	SUSPECT	CODE	SECTION	OFFENSE DATE	REASON CODE
1	NAME (LAST, FIRST MIDDLE)): CARTER, DESMOND	PC	245(B)	08/20/2010	B
		PC	246.3	08/20/2010	B
	DOB: [redacted] · SEX (M/F): M · BOOKING NO.: · VIP -- Yes X No				
	___ Gang Member Name of Gang · Victim Name:	___ Victim Gang Member Name of Gang: · Victim DOB:			
2	NAME (LAST, FIRST MIDDLE))				
	DOB · SEX (M/F) · BOOKING NO. · VIP -- Yes -- No				
	Gang Member Name of Gang				
3	NAME (LAST, FIRST MIDDLE))				
	DOB · SEX (M/F) · BOOKING NO. · VIP -- Yes -- No				
	Gang Member Name of Gang				

Comments

SEE ATTACHED.

COMPLAINT DEPUTY (print)	COMPLAINT DEPUTY (SIGNATURE)	STATE BAR NO.	REVIEWING DEPUTY (SIGNATURE)
JASON P. LUSTIG/smm	[signature]	132482	[signature]

have conveyed all relevant information to the above-named Deputy District Attorney to be used in consideration of a filing decision.

FILING OFFICER (PRINT): WILLIAM CASSIDY/L.A.S.D. FILING OFFICER (SIGNATURE): MAILED 03/17/11 SERIAL #: 00

DEPARTMENT OF JUSTICE REASON CODES (FORM 8715)

A. Lack of Corpus
B. Lack of Sufficient Evidence
C. Inadmissible Search/Seizure
D. Victim Unavailable/Declines To Testify
E. Witness Unavailable/Declines to Testify
F. Combined with Other Counts/Cases
G. Interest of Justice
H. Other (indicate the reason in Comments section)
I. Referred to Non-California Jurisdiction
J. Deferred for Revocation of Parole
K. Further Investigation
L. Prosecutor Prefiling Deferral

DISTRICT ATTORNEY'S REASON CODES

M. Probation Violation filed in lieu of
N. Referred to City Attorney for Misdemeanor Consideration

The Justice System Integrity Division of the Los Angeles County District Attorney's Office has completed its examination of the allegations that former Los Angeles County Sheriff's Department (LASD) Deputy Desmond Carter, Serial # [redacted] committed the crimes of assault with a semiautomatic firearm and grossly negligent discharge of a firearm in violation of Penal Code sections 245(b) and 246.3.[1] For the reasons set forth below, this office declines to initiate criminal proceedings against Desmond Carter.

The following analysis is based upon investigative reports, with attachments, which were prepared and submitted to this office by LASD Internal Criminal Investigations Bureau (ICIB) Sergeant William Cassidy. Compelled statements, if any exist, were not considered as part of this analysis.

FACTUAL ANALYSIS

On August 20, 2010, at approximately 10:10 p.m., Desmond Carter was off-duty at a McDonald's restaurant located at 25323 Chiquella Lane in the City of Stevenson Ranch. While waiting in line to buy food, Carter heard his car alarm activate. An unidentified female walked in and said that someone had crashed into a car in the parking lot. Carter went outside and saw that the rear bumper of his car was damaged. Carter contacted the driver of the other car, Ronald Teeman, who had parked about 30 feet away. Carter questioned Teeman about the collision, but Teeman appeared to be unaware that he had collided into Carter's car. Carter believed Teeman to be under the influence of drugs.[2]

Carter returned to his car and moved it next to Teeman's. Teeman gave his insurance card to Carter who copied the information. Carter returned the card to Teeman who entered his car and began to drive away. Carter removed his service weapon from his fannypack, identified himself as a deputy sheriff and told Teeman to stop. Teeman said, "Fuck you" and continued to back out of the parking spot. Carter reached through the driver's window attempting to put the car in park or turn off the ignition. Teeman drove forward with Carter at the driver's side. Carter claimed that Teeman sped away with Carter hanging on the driver's door, dragging him about 15 feet before Carter managed to disengage himself from the car. As Teeman drove out of the parking lot, Carter fired five rounds from his service weapon, striking the lower rear of the car four times.

About 12 hours later, Sheriff's investigators contacted Teeman at his residence on [redacted] in the City of Valencia. When Teeman saw the investigators at his door, he said, "I was going to come see you. I guess he really was a cop." Teeman told the investigators that on the prior evening he was involved in a car accident at a McDonald's and someone shot at him. He had just awakened and intended to look for his car. For 90 minutes, investigators drove with Teeman around the area in an

[1] Carter began his county service as a Safety Police Officer in June 2005. He transferred to the LASD in June 2010 and was on probation at the time of this incident. On September 4, 2010, Carter's employment with LASD was terminated as a result of this incident.
[2] Carter did not smell alcohol, but noted that Teeman's train of thought did not appear to be normal.

unsuccessful attempt to find his car. Teeman accompanied the investigators to the Santa Clarita station where he was interviewed.

At the time of the incident, Teeman drove to the drive-thru lane of a McDonald's to buy food. As Teeman veered out of the drive-thru lane to avoid the long line, his car apparently collided with another car parked in the parking lot.[3] He began exchanging information with the owner of the other car, Carter, who told him he was a "cop" and displayed a gun. Carter accused him of drinking and told him he was going to call the police.[4] Since Carter neither displayed a badge nor appeared to call the police, and since Teeman had been robbed previously at gunpoint, Teeman became frightened, entered his car and drove away. Teeman "freaked" because he did not know whether Carter was a law enforcement officer or a gang member. Carter tried to pull him out of his car, but Teeman was able to lock the door with the window closed and drive away.

Teeman did not recall that Carter tried to grab the car keys or move the gear shifter, but conceded that it was possible. Teeman did not know where Carter was as he was driving away. As he drove away, Teeman heard possible gun shots, but he was uncertain at the time because his radio volume was turned high. Teeman's tire went flat, so he parked and ran home. Teeman drank some wine to calm his nerves and went to sleep.[5] He hoped to awake in the morning to learn that nothing actually happened. He admitted that one of the reasons why he drove away was that he had had one beer at 9 p.m. at a bar while waiting for his friend, [redacted][6] Teeman was uncertain whether his blood alcohol level was over the legal limit.

Several hours later, investigators located Teeman's car in the City of Newhall, approximately one and a half miles from Teeman's residence. There were deep scratches on the passenger side of the rear bumper matching the damage to Carter's car. The passenger side rear tire was flat. There were four bullet holes in the rear area of the car in the: (1) rear bumper above the license plate; (2) driver's side rear bumper near the turn signal light; (3) driver's side rear quarter panel, under the gas filler cover; and (4) inner side wall of the rear passenger side tire. The three recovered bullets and bullet fragments matched Carter's service weapon. Carter's fifth shot struck the wall of a closed tire repair shop across the street from the McDonald's. The hole in the tire shop wall was about two feet from the ground.

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[3] The security video shows Teeman backing out of the drive-thru, not veering around it. Teeman did not recall colliding into Carter's car and did not know how it occurred. He also did not hear the alarm sound. Nevertheless, Teeman maintained that he was not under the influence of drugs or alcohol at the time of the incident.

[4] Investigators were unable to locate a record of any calls for assistance from Carter.

[5] In an interview with ICIB investigators four days later, Teeman blamed his "foggy" recollection of the event on the wine he drank when he came home.

[6] [redacted] told investigators that Teeman was his [redacted] and friend for several years until about a year and a half ago. On the evening of the incident, at 9:00 p.m., [redacted] met Teeman by chance at a local bar. [redacted] having previously seen Teeman under the influence of alcohol, described Teeman on this occasion to be "hammered." Teeman was hostile toward [redacted] saying "You're gonna pay for how you treated me."

McDonald's Security Video

Several security cameras from the McDonald's captured portions of this incident. The video shows Teeman's car bumping into Carter's car and activating its flashing hazard lights. Teeman parks several spaces away. Carter makes contact with Teeman and then moves his car next to Teeman's. After some time, Teeman backs up with Carter at his driver's window and then drives forward with Carter along side the driver's window toward the parking lot exit. Carter is bent at the waist with his hands extended forward in a shooting stance while Teeman's car is about 20 feet away exiting the parking lot. The video was taken from the passenger side of Teeman's car so it did not capture any activities on the driver's side.

Factual Conclusions

The investigation reveals that Teeman was driving while highly intoxicated when he collided into Carter's car. [redacted] Teeman's estranged friend, described Teeman to be "hammered" about an hour before this incident. Carter described Teeman as being under the influence of drugs and displaying an abnormal train of thought. Teeman admitted that he was unaware that he had collided into Carter's car and, after intense questioning, that he left the scene because he was concerned he might be arrested for driving under the influence. Even with the assistance of investigators, Teeman was unable to locate the car he parked the night before. Therefore, when Teeman re-entered his car and began to drive away he became a danger to other drivers and pedestrians on the road.

There was no evidence that Carter was physically injured and his clothing was not damaged. Teeman said that Carter did not reach inside of his car. However, Teeman's recollection of the events was weak and he left open the possibility that Carter's version was true. The security video did not capture what transpired on the driver's side of Teeman's car. Investigators were unable to locate any other witnesses. At trial, Carter would be free to present his version of events mostly uncontradicted. As a result, for the purpose of this analysis, it will be assumed that there is evidence that Carter was dragged by Teeman's car.

LEGAL ANALYSIS

Assault with a Firearm

Penal Code section 245(b) provides "Any person who commits an assault upon the person of another with a semiautomatic firearm shall be punished by imprisonment in the state prison ... ." Penal Code section 240 defines "assault" as "an unlawful attempt . . . to commit a violent injury on the person of another."

Carter was trying to have Teeman remain at the scene to await the arrival of law enforcement for a driving under the influence investigation. Carter did not exhibit hostility or aggression toward Teeman until he tried to drive away. When Teeman began

to drive away, Carter had every reason to believe that Teeman was under the influence of an unknown substance and posed a danger to others on the road. In firing his service weapon at Teeman's car, it appears that Carter was intentionally shooting at the lower portion of Teeman's car to flatten the tires, which is exactly what happened. Four of Carter's shots hit the lower portion of Teeman's car, including one that hit a tire. The fifth shot hit the lower portion of the tire shop wall. Since the crime of assault requires the intent to injure another person, as opposed to car tires, there is insufficient evidence to prove an assault with a firearm beyond a reasonable doubt.

Grossly Negligent Discharge of Firearm

To prove the crime of negligent discharge of a firearm, California Criminal Jury Instructions (CALCRIM) No. 970 requires the People to establish that:

1. The defendant willfully shot a firearm;
2. The defendant did the shooting with gross negligence;
3. The shooting could have resulted in the injury or death of a person; and
4. The defendant did not act in self-defense or in defense of someone else.

Law enforcement officers are obligated to take action to protect the public by apprehending criminals. In *Brown v. Ransweiler*, (2009) 171 Cal.App.4th 516, 527, the Court of Appeal held:

> An officer "'may use reasonable force to make an arrest, prevent escape or overcome resistance, and need not desist in the face of resistance.'" (*Munoz v. City of Union City* (2004) 120 Cal.App.4th 1077, 1102 [16 Cal. Rptr. 3d 521] (*Munoz*), citing Pen. Code, § 835a.) "'Unlike private citizens, police officers act under color of law to protect the public interest. They are charged with acting affirmatively and using force as part of their duties, because "the right to make an arrest or investigatory stop necessarily carries with it the right to use some degree of physical coercion or threat thereof to effect it." [Citation.]'" (*Munoz, supra*, 120 Cal.App.4th at p. 1109.)

In *Graham v. Conner* (1989) 490 U.S. 386, 396-397, the Court held that use of force cases are to be reviewed using an objective standard of the reasonable officer:

> "The 'reasonableness' of a particular use of force must be judged from the perspective of a reasonable officer on the scene, rather than with the 20/20 vision of hindsight. [Citation.] . . . With respect to a claim of excessive force, the same standard of reasonableness at the moment applies: 'Not every push or shove, even if it may later seem unnecessary in the peace of a judge's chambers,' [citation] violates the Fourth Amendment. The calculus of reasonableness must embody allowance for the fact that police officers are often forced to make split-second judgments -- in circumstances that are tense, uncertain, and rapidly evolving -- about the amount of force that is necessary in a particular situation."

In protecting himself or another, a person may use all force which he believes reasonably necessary and which would appear to a reasonable person, in the same or similar circumstances, to be necessary to prevent the injury which appears to be imminent. (*California Criminal Jury Instructions* 3470.) If the person's beliefs were reasonable, the danger does not need to have existed. *Id.*

A peace officer is entitled to use deadly force to capture a dangerous person who has committed a felony. A dangerous person is defined as one who (a) poses a significant threat of death or serious bodily injury to the person attempting the apprehension or others, or (b) has committed a forcible and atrocious felony. *People v. Ceballos* (1974) 12 Cal.3d 470. A forcible and atrocious felony is one that by its nature and manner of its commission reasonably creates a fear of death or great bodily injury. CALCRIM 505 (bench notes).

A police officer may use deadly force to apprehend a suspect "where the officer has probable cause to believe that the suspect poses a threat of serious physical harm, either to the officer or others .... Thus, if the suspect threatens the officer with a weapon or there is probable cause to believe that he has committed a crime involving the infliction or threatened infliction of serious physical harm, deadly force may be used if necessary to prevent escape ... ." *Tennessee v. Garner* (1985) 471 U.S. 1, 11.

When Carter exited the McDonald's and initially contacted Teeman, he was acting as a private citizen. However, once he realized that Teeman was intoxicated and involved in a traffic accident, Carter entered his role as a law enforcement officer. He identified himself as a deputy, displayed his service weapon and ordered Teeman to await the police. When Teeman began to leave, Carter was entitled to use reasonable force to prevent his escape and overcome his resistance. In trying to pull Teeman from the car and turn off the ignition, Carter was using reasonable force to prevent an impaired driver from endangering others.

In driving away with Carter caught over the driver's door, Teeman had arguably committed a felonious assault on Carter and confirmed that he was willing to cause great bodily harm to evade arrest. As Teeman continued to drive out of the parking lot, he became a danger to others on the highway. As a peace officer, Carter was obligated to act in the public's interest. Teeman had committed a forcible felony and demonstrated that he was a dangerous person posing a threat of injury to others. Whether or not, under the circumstances, firing his service weapon to disable Teeman's car exacerbated the danger, it appears that Teeman was doing so in defense of the public. In any event, it cannot be proven beyond a reasonable doubt that Carter was *not* acting "in defense of someone else" when he discharged his weapon at Teeman's car. As a result, the crime of grossly negligent discharge of a firearm cannot be established.

Based upon the evidence examined, we decline to initiate criminal proceedings against Desmond Carter. We are closing our file and will take no further action in this matter.